

AMENDED IN ASSEMBLY JUNE 30, 2005

AMENDED IN SENATE MAY 27, 2005

SENATE BILL

No. 352

Introduced by Senator Scott

February 16, 2005

An act to add and repeal Article 4.8 (commencing with Section 44518) of Chapter 3 of Part 25 of the Education Code, relating to employee training programs, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 352, as amended, Scott. Chief Business Officer Training Program.

Existing law establishes various training programs for employees of school districts.

This bill would establish, within the State Department of Education, the Chief Business Officer Training Program, to be administered by the Superintendent of Public Instruction, with the approval of the State Board of Education.

The bill would authorize the ~~superintendent~~ *Superintendent* to award funding to school districts and to county offices of education, to provide eligible ~~training~~ candidates, as defined, with instruction and training in the areas of school finance, school operations, and leadership. The bill would authorize the ~~superintendent~~ *Superintendent* to award funding to a school district or to a county office of education, ~~individually, or in partnership with one more institutions of higher learning, that have~~ *has* submitted a program ~~proposal an application~~, as specified, to the ~~State Board of Education~~ *state board*.

The bill would require the *state* board, by September 15, 2005, to commence the process of developing rigorous criteria for the approval of state-qualified training providers.

The bill would require the ~~State Department of Education department~~, by July 1, 2007, to develop, subject to the review and approval of the ~~State Board of Education~~ *state board*, an interim report for submission to the Legislature regarding the status of the program established pursuant to this measure, as specified, and would require the *state* board to submit the report to the Legislature no later than September 30, 2007. The bill would require the ~~State Department of Education department~~, by June 30, 2008, to develop, subject to the review and approval of the ~~State Board of Education~~ *state board*, a final report for submission to the Legislature regarding the status of the program established pursuant to the bill, as specified, and would require the *state* board to submit the report to the Legislature no later than August 31, 2008.

The bill would provide that its provisions are to become inoperative on July 1, 2009, and are repealed as of January 1, 2010.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article 4.8 (commencing with Section 44518) is
2 added to Chapter 3 of Part 25 of the Education Code, to read:

3
4 Article 4.8. Chief Business Officer Training Program
5

6 44518. (a) This article shall be known and may be cited as
7 the Chief Business Officer Training Program.

8 (b) For purposes of this article, “eligible training candidate”
9 means a person who is employed on a full-time basis as a chief
10 business or financial officer by a school district or county office
11 of education, or who is nominated as a candidate for training by
12 a district or a county office of education.

13 44518.1. The Chief Business Officer Training Program is
14 hereby created within the department and shall be administered

1 by the ~~superintendent~~ *Superintendent*, with the approval of the
2 State Board of Education.

3 44518.2. The ~~superintendent~~ *Superintendent* shall award
4 incentive funding to school districts and to county offices of
5 education, upon the appropriation of funds by the Legislature for
6 purposes of this article, to provide eligible training candidates
7 with instruction and training in areas including, but not limited
8 to, all of the following:

9 (a) School finance, including revenue projection, cashflow
10 management, budget development, financial reporting,
11 monitoring controls, and average daily attendance projections
12 and accounting.

13 (b) School operations, including matters relating to facilities,
14 maintenance, transportation, food services, collective bargaining,
15 risk management, and purchasing.

16 (c) Leadership, including organizational dynamics,
17 communication, facilitation, and presentation.

18 44518.3. (a) In order to qualify for and to receive incentive
19 funding for purposes of this article, a school district or county
20 office of education shall submit to the department an application
21 to participate in the Chief Business Officer Training Program.

22 ~~(b) The state board shall approve the program proposal~~

23 *(b) The application shall include a provision of assurance by*
24 *the school district or county office of education that any eligible*
25 *training candidate who participates in the program has*
26 *committed to provide no less than two years of continuous*
27 *service to a state public school following completion of the*
28 *training.*

29 *(c) The State Board of Education shall approve the application*
30 *submitted pursuant to subdivision (a).*

31 44518.4. A school district or county office of education that
32 receives funding pursuant to this article to offer training shall use
33 a state-qualified training provider that has been approved by the
34 State Board of Education.

35 44518.5. By September 15, 2005, the State Board of
36 Education shall commence the process of developing rigorous
37 criteria for the approval of state-qualified training providers. The
38 state board shall develop the criteria in consultation with the
39 Fiscal Crisis and Management Assistance Team, the department,
40 and, at the discretion of the state board, any other individual or

1 group with expertise in the areas set forth in subdivisions (a) to
2 (c), inclusive, of Section 44518.2.

3 44518.6. A training program offered pursuant to this article
4 shall be conducted for no fewer than 200 hours, a minimum of 40
5 hours of which shall involve intensive individualized support and
6 professional development in the areas specified in subdivisions
7 (a) to (c), inclusive, of Section 44518.2. The 40 hours of
8 intensive individualized support and professional development
9 shall be completed within a period of up to two years after the
10 date the training commences.

11 44518.7. Funding provided pursuant to this article is intended
12 to serve 350 eligible training candidates per fiscal year. Priority
13 for enrollment shall be given to eligible training candidates from
14 districts that are currently operating with a state-appointed
15 administrator or trustee, or from districts that have received a
16 negative or qualified budget certification within the past five
17 fiscal years.

18 44518.8. (a) Funding allocated for purposes of this article
19 shall not exceed three thousand dollars (\$3,000) per eligible
20 training candidate. This funding shall be allocated to a qualified
21 school district or county office of education as follows:

22 (1) Fifty percent of the authorized funding shall be provided
23 no later than 30 days after the approval of the application.

24 (2) Fifty percent of the authorized funding shall be provided
25 upon verification of the successful completion of training by the
26 approved candidates.

27 (b) If it is determined pursuant to an audit that a participating
28 school district or county office of education did not provide
29 training as described in Sections 44518.2 and 44518.7 to an
30 eligible training candidate for whom it received funding, the
31 ~~superintendent~~ *Superintendent* shall withhold from the next
32 principal apportionment to the school district or county office of
33 education the sum of three thousand dollars (\$3,000) for each
34 eligible training candidate who did not receive the training.

35 (c) ~~The state board~~ *State Board of Education* shall establish a
36 procedure and criteria for school districts and county offices of
37 education to appeal to the board the finding of an audit pursuant
38 to this article. The state board may reduce or eliminate the
39 amount to be withheld pursuant to subdivision (b) based on that
40 appeal.

1 44519. By July 1, 2007, the department shall develop, subject
2 to review and approval by the State Board of Education, an
3 interim report for submission to the Legislature regarding the
4 status of the program established pursuant to this article. The
5 *state* board shall submit the interim report to the Legislature no
6 later than September 30, 2007. The interim report shall, at a
7 minimum, include detailed information as to all of the following:

8 (a) The number of eligible training candidates who received
9 training offered pursuant to this article.

10 (b) The entities that received funds for the purpose of offering
11 training pursuant to this article, and the number of eligible
12 training candidates that each entity trained.

13 *(c) The number of eligible training candidates that participated*
14 *in training pursuant to this article who were employed as a chief*
15 *business or financial officer in a school district or county office*
16 *of education and the number of those candidates who were not*
17 *employed as a chief business or financial officer in a school*
18 *district or county office of education.*

19 ~~(e)~~

20 (d) Data regarding the budget certification status of each
21 school district and county office of education participating in the
22 program, and identification of each school district and county
23 office of education with negative or qualified budget
24 certifications that did not receive training.

25 ~~(d)~~

26 (e) Information detailing the employment and retention status
27 of eligible training candidates who participated in training
28 pursuant to this article.

29 *(f) Identification of the core competencies that should, at a*
30 *minimum, be included as part of a state-administered chief*
31 *business officer certification.*

32 44519.1. By June 30, 2008, the department shall develop,
33 subject to review and approval by the State Board of Education,
34 a final report for submission to the Legislature regarding the
35 program established pursuant to this article. The *state* board shall
36 submit the final report to the Legislature no later than August 31,
37 2008. The final report shall, at a minimum, include detailed
38 information as to all of the following:

39 (a) The number of eligible training candidates who received
40 training offered pursuant to this article.

1 (b) The entities that received funds for the purpose of offering
2 training pursuant to this article and the number of eligible
3 training candidates that each trained.

4 (c) Data regarding the budget certification status for each
5 school district and county office of education whose eligible
6 training candidate attended the training, and identification of
7 ~~each district and office~~ *school district and county office of*
8 *education* with negative or qualified budget certifications whose
9 eligible training candidate did not receive the training.

10 (d) Survey data concerning program effectiveness that has
11 been gathered from program participants.

12 (e) Information detailing the employment and retention status
13 of eligible training candidates who participated in training
14 offered pursuant to this article.

15 44519.2. This article shall become inoperative on July 1,
16 2009, and, as of January 1, 2010, is repealed, unless a later
17 enacted statute, that becomes operative on or before January 1,
18 2010, deletes or extends the dates on which it becomes
19 inoperative and is repealed.

20 SEC. 2. This act is an urgency statute necessary for the
21 immediate preservation of the public peace, health, or safety
22 within the meaning of Article IV of the Constitution and shall go
23 into immediate effect. The facts constituting the necessity are:

24 In order to ensure that those responsible for the business and
25 financial matters of school districts or county offices of education
26 are properly trained and qualified at the earliest possible time,
27 and that rigorous criteria for the approval of state-qualified
28 training providers are established at the earliest possible time, it
29 is necessary that this act take effect immediately.